

**UNITED STATES BANKRUPTCY COURT**

Eastern District of California

Honorable Robert S. Bardwil  
Bankruptcy Judge  
Sacramento, California

**December 17, 2013 at 11:00 a.m.**

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**INSTRUCTIONS FOR PRE-HEARING DISPOSITIONS**

**1. Matters resolved without oral argument:**

Unless otherwise stated, the court will prepare a civil minute order on each matter listed. If the moving party wants a more specific order, it should submit a proposed amended order to the court. In the event a party wishes to submit such an Order it needs to be titled "Amended Civil Minute Order."

If the moving party has received a response or is aware of any reason, such as a settlement, that a response may not have been filed, the moving party must contact Nancy Williams, the Courtroom Deputy, at (916) 930-4580 at least one hour prior to the scheduled hearing.

- 2. The court will not continue any short cause evidentiary hearings scheduled below.**
- 3. If a matter is denied or overruled without prejudice, the moving party may file a new motion or objection to claim with a new docket control number. The moving party may not simply re-notice the original motion.**
- 4. If no disposition is set forth below, the matter will be heard as scheduled.**

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| 1. | 13-29404-D-13      OLIVIA EVANS<br>RDG-3   | MOTION TO DISMISS CASE FOR<br>UNREASONABLE DELAY THAT IS<br>PREJUDICIAL TO CREDITORS AND/OR<br>MOTION TO DISMISS CASE<br>12-3-13 [52]                                      |
|    |  |  |
| 2. | 13-33611-D-13      LESLIE DUNHAM<br>RDG-1<br><br><b>WITHDRAWN PER MOVING PARTY</b> | MOTION TO DISMISS CASE FOR<br>UNREASONABLE DELAY THAT IS<br>PREJUDICIAL TO CREDITORS AND/OR<br>MOTION TO DISMISS CASE FOR<br>FAILURE TO MAKE PLAN PAYMENTS<br>12-3-13 [16] |

3. 13-29315-D-13 CARL JUBB  
RDG-1  
MOTION TO DISMISS CASE FOR  
UNREASONABLE DELAY THAT IS  
PREJUDICIAL TO CREDITORS AND/OR  
MOTION TO DISMISS CASE FOR  
FAILURE TO MAKE PLAN PAYMENTS ,  
MOTION TO DISMISS CASE  
12-3-13 [48]
4. 13-31224-D-13 ALVARO MONCADA AND CARMEN  
RDG-1 MORAGA  
MOTION TO DISMISS CASE FOR  
UNREASONABLE DELAY THAT IS  
PREJUDICIAL TO CREDITORS AND/OR  
MOTION TO DISMISS CASE FOR  
FAILURE TO MAKE PLAN PAYMENTS  
12-3-13 [47]
- WITHDRAWN PER MOVING PARTY**
5. 13-26925-D-13 JOSE CHAVEZ AND ESTHER  
RDG-2 FRANCO DE CHAVEZ  
MOTION TO DISMISS CASE FOR  
UNREASONABLE DELAY THAT IS  
PREJUDICIAL TO CREDITORS AND/OR  
MOTION TO DISMISS CASE FOR  
FAILURE TO MAKE PLAN PAYMENTS  
12-3-13 [128]
- WITHDRAWN PER MOVING PARTY**
6. 13-33626-D-13 TAJADA WELDON  
ORDER TO SHOW CAUSE - FAILURE  
TO PAY FEES  
11-26-13 [23]

**Final ruling:**

**This case was dismissed on November 26, 2013. As a result the order to show cause will be removed from calendar as moot. No appearance is necessary.**

7. 13-33534-D-13 MICHAEL/NANNETTE FARIA  
RDG-2  
MOTION TO DISMISS CASE FOR  
UNREASONABLE DELAY THAT IS  
PREJUDICIAL TO CREDITORS AND/OR  
MOTION TO DISMISS CASE FOR  
FAILURE TO MAKE PLAN PAYMENTS  
12-3-13 [22]

**WITHDRAWN PER MOVING PARTY**

8. 13-32841-D-13 CHARLES EVINS  
RDG-2  
MOTION TO CONVERT CASE FROM  
CHAPTER 13 TO CHAPTER 7  
12-3-13 [66]

9. 13-29654-D-13 PHILIP FLORES  
RDG-2  
MOTION TO DISMISS CASE FOR  
UNREASONABLE DELAY THAT IS  
PREJUDICIAL TO CREDITORS AND/OR  
MOTION TO DISMISS CASE  
12-3-13 [33]

10. 13-33756-D-13 JULIE WALLNER  
RDG-1  
MOTION TO DISMISS CASE FOR  
UNREASONABLE DELAY THAT IS  
PREJUDICIAL TO CREDITORS AND/OR  
MOTION TO DISMISS CASE FOR  
FAILURE TO MAKE PLAN PAYMENTS  
12-3-13 [19]

11. 13-33659-D-13 DULCE MANCINAS

ORDER TO SHOW CAUSE - FAILURE  
TO PAY FEES  
11-27-13 [15]

**Final ruling:**

**The deficiency has been corrected. As a result the court will issue a minute order discharging the order to show cause and the case will remain open. No appearance is necessary.**

12. 13-33659-D-13 DULCE MANCINAS  
RDG-1

MOTION TO DISMISS CASE FOR  
UNREASONABLE DELAY THAT IS  
PREJUDICIAL TO CREDITORS AND/OR  
MOTION TO DISMISS CASE FOR  
FAILURE TO MAKE PLAN PAYMENTS ,  
MOTION TO DISMISS CASE  
12-3-13 [17]

13. 13-30563-D-13 MARCELINO/LUZVIMINDA  
RDG-3 MALVAR

MOTION TO DISMISS CASE FOR  
UNREASONABLE DELAY THAT IS  
PREJUDICIAL TO CREDITORS AND/OR  
MOTION TO DISMISS CASE FOR  
FAILURE TO MAKE PLAN PAYMENTS  
12-3-13 [57]

14. 13-27064-D-13 MILDRED GARCIA  
RDG-3

MOTION TO DISMISS CASE FOR  
UNREASONABLE DELAY THAT IS  
PREJUDICIAL TO CREDITORS AND/OR  
MOTION TO DISMISS CASE FOR  
FAILURE TO MAKE PLAN PAYMENTS  
12-3-13 [68]

15. 13-32165-D-13 QUANG NGUYEN  
RDG-3  
MOTION TO DISMISS CASE FOR  
UNREASONABLE DELAY THAT IS  
PREJUDICIAL TO CREDITORS AND/OR  
MOTION TO DISMISS CASE  
12-3-13 [40]
16. 13-29872-D-13 TORIE ESCAMILLA  
RDG-1  
MOTION TO DISMISS CASE FOR  
UNREASONABLE DELAY THAT IS  
PREJUDICIAL TO CREDITORS AND/OR  
MOTION TO DISMISS CASE FOR  
FAILURE TO MAKE PLAN PAYMENTS ,  
MOTION TO DISMISS CASE  
12-3-13 [35]
17. 13-31773-D-13 CHRISTIAN BADER  
RDG-2  
MOTION TO DISMISS CASE FOR  
UNREASONABLE DELAY THAT IS  
PREJUDICIAL TO CREDITORS AND/OR  
MOTION TO DISMISS CASE  
12-3-13 [50]
18. 13-31873-D-13 DANNY/LUISA ACAIN  
RDG-1  
MOTION TO DISMISS CASE FOR  
UNREASONABLE DELAY THAT IS  
PREJUDICIAL TO CREDITORS AND/OR  
MOTION TO DISMISS CASE FOR  
FAILURE TO MAKE PLAN PAYMENTS  
12-3-13 [26]

19. 13-30379-D-13 DANIELLE MARTIN  
RDG-1  
MOTION TO DISMISS CASE FOR  
UNREASONABLE DELAY THAT IS  
PREJUDICIAL TO CREDITORS AND/OR  
MOTION TO DISMISS CASE FOR  
FAILURE TO MAKE PLAN PAYMENTS  
12-3-13 [43]
20. 13-30380-D-13 MICHAEL HANNA  
RDG-3  
MOTION TO DISMISS CASE FOR  
UNREASONABLE DELAY THAT IS  
PREJUDICIAL TO CREDITORS AND/OR  
MOTION TO DISMISS CASE FOR  
FAILURE TO MAKE PLAN PAYMENTS  
12-3-13 [63]
21. 13-34680-D-13 KEITH/ADRIALYN HEDMAN  
RDG-1  
MOTION TO DISMISS CASE FOR  
UNREASONABLE DELAY THAT IS  
PREJUDICIAL TO CREDITORS AND/OR  
MOTION TO DISMISS CASE  
12-3-13 [10]
- WITHDRAWN PER MOVING PARTY**
22. 13-33883-D-13 GUADELUPE PADILLA  
RDG-1  
MOTION TO DISMISS CASE FOR  
UNREASONABLE DELAY THAT IS  
PREJUDICIAL TO CREDITORS AND/OR  
MOTION TO DISMISS CASE FOR  
FAILURE TO MAKE PLAN PAYMENTS  
12-3-13 [17]

23. 13-32489-D-13 DENNIS GALLAGHER AND JANE MOTION TO DISMISS CASE FOR  
RDG-2 DUTRA GALLAGHER UNREASONABLE DELAY THAT IS  
PREJUDICIAL TO CREDITORS AND/OR  
MOTION TO DISMISS CASE FOR  
FAILURE TO MAKE PLAN PAYMENTS ,  
MOTION TO DISMISS CASE  
12-3-13 [25]

24. 13-33597-D-13 GERARDO ZUNIGA ORDER TO SHOW CAUSE - FAILURE  
TO PAY FEES  
11-26-13 [15]

**Final ruling:**

**The deficiency has been corrected. As a result the court will issue a minute order discharging the order to show cause and the case will remain open. No appearance is necessary.**

25. 13-33597-D-13 GERARDO ZUNIGA MOTION TO DISMISS CASE FOR  
RDG-1 UNREASONABLE DELAY THAT IS  
PREJUDICIAL TO CREDITORS AND/OR  
MOTION TO DISMISS CASE FOR  
FAILURE TO MAKE PLAN PAYMENTS ,  
MOTION TO DISMISS CASE  
12-3-13 [17]

26. 13-32499-D-13 TERRI WRIGHT-MCDANIEL MOTION TO DISMISS CASE FOR  
RDG-2 UNREASONABLE DELAY THAT IS  
PREJUDICIAL TO CREDITORS AND/OR  
MOTION TO DISMISS CASE  
12-3-13 [20]

**WITHDRAWN PER MOVING PARTY**

27. 13-33799-D-13 DANIEL TIFT AND RACHEL  
RDG-1 RIVERA-TIFT

MOTION TO DISMISS CASE FOR  
UNREASONABLE DELAY THAT IS  
PREJUDICIAL TO CREDITORS AND/OR  
MOTION TO DISMISS CASE FOR  
FAILURE TO MAKE PLAN PAYMENTS  
12-3-13 [17]

**WITHDRAWN PER MOVING PARTY**